



U.S. Department  
of Transportation

400 Seventh Street, S.W.  
Washington, D.C. 20590

**Research and  
Special Programs  
Administration**

**FEB 11 2005**

Mr. Todd Schaubach  
President  
American Transportation Systems  
508 East Indian River Road  
Norfolk, VA 23523

Dear Mr. Schaubach:

Your application for exemption (14136-N) dated January 3, 2005, is returned herewith because it failed to meet the requirements of 49 CFR 107.105 for the following reason:

- An exemption is unnecessary. You state that the RMW is packaged in plastic bags, further packed in fiberboard boxes. You then wish to consolidate the shipment in a bulk size container. As provided by 49 CFR 173.134(c), this packaging configuration is authorized when transported by private or contract carrier.

If you have any questions, please do not hesitate to contact Diane LaValle at (202) 366-4535.

Sincerely,

  
Delmer F. Billings

Director

Office of Hazardous Materials  
Exemptions and Approvals

Enclosure